

UNION PACIFIC RAILROAD
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October 5, 2010

VIA E-FILING

The Honorable Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, S.W., Room #100
Washington, DC 20423-0001

**PARTIAL CONCURRENCE TO MOTION TO EXTEND
THE TIME PERIOD FOR NEGOTIATION OF AN
INTERIM TRAIL USE/RAILBANKING AGREEMENT**

AND

NOTICE OF CONSUMMATION OF A PORTION OF THE LINE

RE: Exempt Discontinuance of Service over a portion of the Bondurant Industrial Lead from Milepost 225.56 near Berwick to Milepost 232.80 near Bondurant, a distance of 7.24 miles in Polk County, Iowa; STB Docket AB-33 (Sub-No. 248X)

Dear Ms. Brown:

228317

Union Pacific Railroad Company ("Union Pacific") has received a request from the Iowa Natural Heritage Foundation dated September 15, 2010 for an additional 180-day extension in which to complete negotiations for the acquisition under the provisions 16 U.S.C. §1247(d) and 49 C.F.R. § 1152.29 regarding that portion of the Union Pacific's right-of-way known as the Bondurant Industrial Lead from Milepost 225.56 near Berwick, to Milepost 232.80 near Bondurant, a distance of 7.24 miles in Polk County, Iowa (the "Line").

The Union Pacific is only willing to continue negotiating with Iowa Natural Heritage Foundation concerning the following portion of the above-referenced Line (Milepost 226.38 near Berwick to Milepost 232.52 near Bondurant). With regard to this portion of the Line, Union Pacific supports the Council's request for an additional 180-day extension in which to negotiate. A copy of the Iowa Natural Heritage Foundation's request is attached hereto as Exhibit A and hereby made a part hereof.



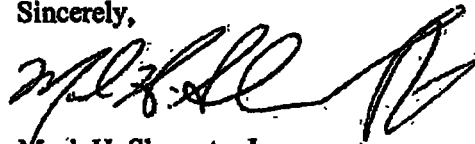
The Honorable Cynthia T. Brown
Chief, Section of Administration
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October 5, 2010
Page 2

NOTICE OF CONSUMMATION OF A PORTION OF THE LINE

Union Pacific hereby advises the Board that pursuant to the provisions of 49 C.F.R. § 1152.29(e)(2) it is consummating the abandonment of that portion of the Line from Milepost 225.56 to Milepost 226.38 and that the portion of the Line from Milepost 232.52 to Milepost 232.80.

Union Pacific hereby advises the Board that the portion of the Line from Milepost 232.52 to Milepost 232.80 is not owned by the Union Pacific but is rather subject to a track easement with a local grain elevator operator.

Sincerely,



Mack H. Shumate, Jr.

Attachment

cc: Iowa Natural Heritage Foundation